

REMARKS

The Examiner has rejected claims 1-8, 30 and 31 again under 35 U.S.C 103(a) as being unpatentable over the Salvesen et al. reference in light of STN Registry File No. 17590-01-1 and Stedman's Medical Dictionary (Twenty-Second Edition, 1972; p.377) each cited to show facts, in view of Remington's Pharmaceutical Sciences (Sixteenth Edition, 1980; ppp.420-426) not having been persuaded by Applicants' arguments. The Salvesen reference shows that the amphetaminil racemate has a general stimulant effect and that four stereoisomeric configurations exist as identified by chromatographic separation and isolated from thin layer chromatography spots.

Applicants believe that the results are commensurate to the scope of the claims. The claims are directed to "a therapeutically effective amount of (R,R'),(R,S')-amphetaminil" and by "therapeutically effective amount" is meant a dosage of (R,R'),(R,S')-amphetaminil which elicits the desired effects of possessing more activity and fewer side effects. As pointed out by the Examiner a dose of about 10mg/kg is not a therapeutically effective amount for the purpose of this invention. Similarly a dose of about 0.1mg/kg is not a therapeutically effective amount. The range the Applicants intend to cover by a therapeutically effective amount is doses of about 1 mg/kg.

Applicants believe that once a "therapeutically effective amount" of (R,R'),(R,S')-amphetaminil is selected the choice of salts, carrier, diluent, excipient and mode of administration does not affect the outcome of the nonobviousness analysis

Applicants believe that the claimed invention is patentably distinct from the references cited by the Examiner and that the foregoing remarks place the claims in condition for allowance. No new matter has been introduced by these amendments. No fees are believed due for an extension of time due to the filing of this paper.

Any questions about this response should be addressed to Karen Guerrero. The telephone number is 610-933-2490.

Sincerely,



Karen Guerrero

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